

Final
**Summary of Legislation & Budgets
Passed during Special Session
by the Washington State Legislature**

**1999
Special Legislative Session**



**Office of Program Research
Washington House of Representatives**

**Office of Program Research
Washington House of Representatives**

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Committees

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State of
Washington
House of
Representatives



June 16, 1999

Members of the House of Representatives:

I am pleased to send you the final end-of-special-session report prepared by the committee staff of the House of Representatives. This "Final Summary of Legislation & Budgets Passed During Special Session by the Washington State Legislature" summarizes all of the bills that passed the Legislature during the 1999 Special Session. A Transportation Budget summary is also provided. The report includes prime sponsors, a brief summary of each measure, a brief explanation of partial vetoes, and the final status of each measure.

If you have any questions about this report or the issues raised during the special session, please feel free to call committee staff. For your convenience, a committee phone list is provided on the inside cover of the report.

Please don't hesitate to call me if you have comments or, if I can be of any assistance. I can be reached at (360) 786-7102.

Sincerely,

A handwritten signature in black ink, appearing to read "Ken", is written over a horizontal line.

Ken Conte
Staff Director
Office of Program Research

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1999 Special Session

Office of Program Research
Washington House of Representatives
Ken Conte, Director

June 1999

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Summary of Legislation

This report includes all House and Senate bills that passed the Legislature during the Special Session. The bills are listed according to the House Committee to which they were initially referred. If a bill was not referred to a House Committee, the bill is included in the list for the committee to which the bill likely would have been referred. A numerical index is included in the back of the report that lists bills by number.

**Key to
"Final Status"
Column**

The "Sine Die Status" column indicates the status of the bill as of Sine Die, including whether the bill was vetoed or partially vetoed by the Governor.

Abbreviations in the column include:

C 55 L 99	Chapter 55, Laws of 1999. This is where the bill will be found in the <u>Session Laws of the State of Washington</u> , which is compiled annually.
C 1 L 99 E 1	Chapter 55, Laws of 1999, 1 st Special Session. This is where the bill will be found in the <u>Special Session Laws of the State of Washington</u> , which is compiled annually.
Del to Gov	Delivered to the Governor.
Filed Sec State	Filed with the Secretary of State.
Gov Vetoed	The bill was vetoed by the Governor.
Null and Void	The bill included a provision that required the bill be specifically included in the operating budget or it would be "null and void." These bills were not included in the operating budget and are therefore null and void.
Partial Veto	One or more sections of the bill were vetoed by the Governor.

AGRICULTURE & ECOLOGY COMMITTEE

BILL NO.	PRIME SPONSORS	SUMMARY	FINAL STATUS
SB 5670	Snyder, Rasmussen	Creating Criteria for the Issuance of Water Quality Permits for the Treatment of Noxious Weeds - Adds experimental uses of herbicides on aquatic sites to the uses for which water quality permits are to be issued under the state's aquatic weed control program and exempts the issuance of permits for this purpose from review under the State Environmental Policy Act. Adds criteria for issuing water quality permits for the use of glyphosate and surfactants under the program and adds certain criteria for all permits issued under the program. Expressly authorizes the Department of Agriculture to amend earlier environmental impact statements issued regarding aquatic weed control.	C 11 L 99 E1

APPROPRIATIONS COMMITTEE

BILL NO.	PRIME SPONSORS	SUMMARY	FINAL STATUS
HB 2247	Cooper, Linville, Ruderman	Reducing the Account Balance Requirements Necessary for the Imposition of the Oil Spill Response Tax - Allows the State Treasurer to transfer \$1 million from the oil response account to the oil spill administration account. Decreases the cap on the oil spill response account from \$10 million to \$9 million. Decreases the fund balance level for reimposing the oil spill response tax from \$9 million to \$8 million. Requires the Legislature to convene a work group to provide recommendations for an oil spill risk management plan.	C 7 L 99 E1

CRIMINAL JUSTICE & CORRECTIONS COMMITTEE

BILL NO.	PRIME SPONSORS	SUMMARY	FINAL STATUS
ESHB 1004	Ballasiotes, O'Brien, Benson	Relating to Transient Sex Offenders - Specifies that a transient sex offender's legal residence is any county where the person is physically located. Requires transient sex offenders to report in person to the county sheriff's office within twenty-four hours after entering the county. Requires sex offenders classified as risk level I to report monthly to the county sheriff's office and sex offenders classified as risk level II or III to report weekly to the county sheriff's department. Specifies that the lack of a fixed residence is a factor to be considered in determining a sex offender's risk level.	C 6 L 99 E1

EDUCATION COMMITTEE

BILL NO.	PRIME SPONSORS	SUMMARY	FINAL STATUS
HB 2297*	H. Sommers, Doumit, Kenney	Calculating Maximum Levy Amounts - Corrects a technical error in the calculation of per pupil cost increases in the biennial operating budget. Decreases the increased funding per pupil from 4.1 percent to 4.0 percent. Facilitates the correct calculation of local levy amounts and related levy equalization allocations.	C 10 L 99 E1
EHB 2304*	Quall, Talcott, Edwards	Providing for School Safety Programs - Appropriates an additional \$7 million dollars for school safety. Appropriates \$4 million dollars to the Superintendent of Public Instruction (SPI) to be used for: (1) grants for alternative school start-ups (in addition to the funding for this in the 1999-01 Operating Budget); or (2) grants for school safety prevention and intervention programs. Three million dollars is appropriated to the SPI for matching grants to enhance safety in public schools (in addition to funding for this in the 1999-01 Operating Budget).	C 12 L 99 E1

*This bill was not referred to a House Committee prior to passage.

FINANCE COMMITTEE

BILL NO.	PRIME SPONSORS	SUMMARY	FINAL STATUS
HB 2303*	Regala, Buck	Establishing an Effective Date for the 1999 Timber Tax Credit - Makes the timber tax credit enacted in ESHB 2091 for timber harvested under a harvest permit subject to enhanced aquatic resources requirements effective for harvests occurring on and after January 1, 2000.	C 5 L 99 E1
SHB 2273	Haigh, Romero, Alexander	Changing Provisions Relating to Taxation of Destroyed Property - Reduces the property tax on destroyed property or property damaged by a natural disaster in the year in which the damage occurs rather than the following year.	C 8 L 99 E1
HB 2295*	B. Chandler, Clements, G. Chandler	Stating the Intent of the Legislature that the Activities of Growing or Packing Agricultural Products is Not a Manufacturing Activity - Excludes farming and the packing of agricultural products from the definition of manufacturing for excise tax purposes. Thus, businesses packing agricultural products are no longer eligible for the distressed area tax incentive programs. The growing and packing of agricultural products are not subject to the B&O tax. Changes apply prospectively and retroactively.	C 9 L 99 E1

*This bill was not referred to a House Committee prior to passage.

NATURAL RESOURCES COMMITTEE

BILL NO.	PRIME SPONSORS	SUMMARY	FINAL STATUS
ESHB 2091	Buck, Regala, Dunshee	<p>Forest Practices as They Affect the Recovery of Salmon and Other Aquatic Resources - Requires the Forest Practices Board to adopt emergency rules which implement the recommendations contained in the Forests and Fish Report. Also requires the Forest Practices Board to adopt permanent rules by June 30, 2001. Provides a timber excise tax credit for timber harvested under a permit subject to "enhanced aquatic resources requirements." Creates the small forest landowner office in the Department of Natural Resources (DNR) to administer the forestry riparian easement program. The office is required to assist small landowners in developing alternative management plans and may acquire forestry riparian easements with a 50-year duration on qualified lands. The DNR is authorized to acquire riparian open space in the channel migration zones of certain stream types. Enforcement authority of the DNR and Department of Ecology is strengthened. The director of the Department of Fish and Wildlife is conditionally added to the Forest Practices Board.</p> <p>Partial Veto: Vetoes the section requiring the DNR to evaluate unconfined avulsing streams on public lands which do not have sufficient canopy to provide adequate shade to streams. Vetoes the section providing that the measure is null and void unless harvest levels of specified salmon runs are reduced twenty-five percent from 1997 levels.</p>	C 4 L 99 E1 <i>Partial Veto</i>
2E2SSB 5595	Jacobsen, Fraser	<p>Establishing the Salmon Recovery Funding Board -Creates a 10-member board to provide grants and loans for salmon habitat projects and salmon recovery activities. Project lists are submitted to the board beginning on January 1, 2000. The interagency review team reviews project lists for the July 1999 funding cycle. Specifies that the salmon recovery funding board consists of 5 members representing the general public appointed by the Governor and confirmed by the Senate; and 5 agency representatives who are non-voting ex officio members. Specifies that the Governor appoints the chair of the board from among the general public members, and also designates one of the general public members as the Governor's representative to the board. Authorizes the Governor's representative to the board to have cabinet-level status. Representing the general public, the board members serve staggered 4-year terms. Specifies that the agency representatives on the board include: the Director of Fish and Wildlife, the Executive Director of the Conservation Commission, the Secretary of Transportation, the Director of Ecology, and the Commissioner of Public Lands.</p> <p>Requires the board to adopt procedures and criteria for allocating funds on a state-wide basis to address the highest priorities for salmon recovery. Specifies that the allocation must recognize the varying needs in each area of the state on an equitable basis. Requires the board to determine an equitable minimum amount of funds for each region of the state. Requires the Interagency Committee for Outdoor Recreation to provide staff support to the board and track all funds for salmon habitat projects and salmon recovery activities on behalf of the board, including funds allocated by other state and federal agencies for salmon recovery or water quality improvement.</p> <p>Creates a salmon recovery technical review team to help screen and rank projects submitted to the board for funding. Requires the</p>	C 13 L 99 <i>Partial Veto</i>

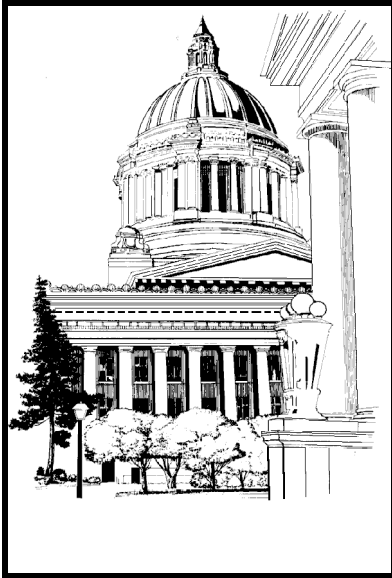
BILL NO.	PRIME SPONSORS	SUMMARY	FINAL STATUS
		<p>Director of Fish and Wildlife to choose the members of the team, and ensure that lead scientists representing state, tribal, federal, and local governments are represented on the panel, as well as scientists representing the private sector. Requires the team to also work with the independent science panel in recommending standardized monitoring indicators and data quality guidelines for salmon recovery efforts. Requires state monitoring data provided by lead entities and regional fisheries enhancement groups to be included in the SSHIAP and SASSI data bases.</p> <p>By September 1, 1999, the Governor must submit a state-wide salmon recovery strategy to federal agencies. Requires the strategy to rely upon the best scientific information available, and seek a fair allocation of burdens upon sectors of the state whose activities limit salmon recovery.</p> <p>Appropriations of state and federal funds are made to the board and to the Interagency Committee for Outdoor Recreation.</p> <p>Partial Veto: Vetoes the section creating the salmon recovery technical review team and the definitions section. Vetoes the individual budget provisos which specified how capital budget moneys for salmon recovery were to be spent, as well as the sections which reduced funds available to the Governor's Office and the Office of Financial Management for salmon recovery.</p>	

TRANSPORTATION COMMITTEE

BILL NO.	PRIME SPONSORS	SUMMARY	FINAL STATUS
ESHB 1125	Fisher, Schmidt, K., Radcliff	<p>Funding Transportation - See Highlights.</p> <p>Partial Veto: Vetoes approximately \$7 million out of the 1999-01 Transportation budget, which included removing \$4 million for HOV (car pool) lanes on State Route 16 and \$1.5 million for the development of a new class of auto/passenger ferries.</p> <p>For further information contact: Brad Lovaas, 786-7307</p>	C 1 L 99 E1 <i>Partial Veto</i>
HB 1203	Pflug, Hurst, Mitchell	<p>Authorizing State Highway Bonds - Authorizes an increase of \$90 million in bonds for "Special Category C" projects which include widening of SR 18 and the North/South Corridor in Spokane.</p>	C 2 L 99 E1

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Summary of the 1999-01 Transportation Budget (ESHB 1125)

Prepared by the Legislative Transportation Committee

1999-01 TRANSPORTATION BUDGET HIGHLIGHTS

**ESHB 1125 as Enacted
May 27, 1999**

Transportation Budget Comparisons

(Dollars in Millions)

1997-99 Transportation Funding

1997-99 Funding	\$ 2,896
1998 Supplemental Budget	\$ 181
1999 Supplemental Budget	\$ (73)
Total 1997-99 Funding	\$ 3,004

1999-01 Transportation Funding

1999-01 Budget (ESHB 1125 as Enacted)	\$ 4,044
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- Referendum 49 authorized the sale of \$1.9 billion in bonds.
- The Senate Transportation Committee's 1999 – 2001 Transportation Budget assumes the sale of up to \$682 million in Referendum 49 authorized bonds.

Local Government ***A total of \$196 million in 1999 - 2001***

- **\$85 million** is provided for the state program share of local freight mobility projects (contained in the WSDOT/ Trans Aid budget).
- **\$38 million** is provided for distribution to cities of over 2,500 population.
- **\$20 million** is provided to counties for corridor projects.
- **\$20 million** is provided for distribution to counties.
- **\$10 million** is provided to capitalize the State Infrastructure Bank.
- **\$8 million** is provided for county rural arterial preservation projects.
- **\$5 million** is provided for pavement programs in cities of less than 2,500 population.
- **\$5 million** is provided for local roadway and pedestrian improvement projects related to school safety.
- **\$5 million** is provided for city fish passage barrier removal and habitat restoration projects.

Rural Economic Development ***A total of \$69.8 million in 1999 -2001***

The following appropriations are contained within WSDOT and CRAB budgets

- **\$19.3 million** is provided to accelerate the retrofitting of height restricted bridges and highways that are closed to freeze thaw restrictions.
- **\$15 million** in Federal Surface Transportation Program Funds is targeted for rural economic development.
- **\$10 million** in additional funds is provided to CRAB (County Road Administration Board)- Rural Arterial Program for a county freight and goods transportation system.
- **\$10 million** is put into the State Infrastructure Bank to capitalize the account. The Bank will provide these funds as low interest loans and will serve as a revolving account for cities and counties.
- **\$6 million** is provided to the Freight Rail program in loans or grants to preserve or restore rail lines.
- **\$5 million** is dedicated to a Small Cities Pavement Program for cities of less than 2,500 population for street improvements.
- **\$4.5 million** in the Rural Mobility Grant Program leverages local dollars to preserve and enhance rural public transportation, including links to rural communities.
- Other transportation investments, such as the state program for freight mobility will assist in getting rural communities products to urban markets. In addition, state highway preservation funding, and Transportation Improvement Board and County Road Administration Board funding provides substantial investments in rural communities.

Highlights of Transportation Agency Budgets

Department of Transportation - \$3.3 Billion

Efficiency Savings

- \$22 million in savings is realized due to the implementation of various efficiency measures throughout the agency.

State Highways

- \$1.23 Billion is provided for state highway improvements:
 - HOV's: \$244 million for design, right of way and construction of core HOV projects on I-5, I-405, SR 167, and SR 520;
 - Corridor Program: \$114 million for design, right of way and construction of corridor projects including SR 509, SR 519, SR 522, SR 525, SR 395 North-South Corridor Spokane;
 - Freight Mobility: \$85 million for Freight Mobility Strategic Investment Board (FMSIB) identified freight mobility projects on the state highway system (including WSDOT share) including SR 519 intermodal access, I-90 snowshed, completing SR 509 to I-5 etc.;
 - Capacity: \$326 million for statewide highway capacity improvements; \$50 million to support the SR 16 Narrow's Bridge public/ private initiative for a new Narrow's Bridge.
 - Safety: \$170 million to improve the safety of state highways;
 - Economic Initiatives: \$194 million for economic initiatives including all weather roads, improvements on the freight and goods system (SR 18) bridge height restrictions, etc.; and
 - Environmental: \$43 million for environmental projects including fish passage barriers, storm water runoff, wetland banking and noise walls.
- \$606 million is provided for highway preservation to repave roadways, repair and rebuild bridges, repair unstable slopes, etc.
- \$256 million is provided for the maintenance of state highways, including snow and ice removal, patching roadways, pavement striping, maintaining traffic signals, etc.

Washington State Ferries – Capital: Total Budget = \$285.2 million

- \$18 million is provided for accelerated terminal preservation.
- \$96.7 million is provided for expanded passenger-only ferry service from Southworth and Kingston to Seattle. This amount includes starting construction of terminal facilities and 5 passenger-only boats (approximately 1.3 boats in this biennium).

Washington State Ferries – Operating: Total Budget = \$303 million

- \$1 million is provided for expanded Bremerton auto ferry weekend service.
- \$2.1 million is provided for weekend passenger-only service.
- \$3.2 million is provided for expanded passenger-only service from Southworth and Kingston to Seattle.

Rail – Operating: Total Budget = \$33.1 million

- \$6.3 million is provided for a 2nd round trip between Seattle and Vancouver B.C.
- \$17.6 million is provided to continue the two state sponsored round trips between Seattle and Portland and one round trip from Seattle to Vancouver B.C.

Rail – Capital: Total Budget = \$93 million

- Nearly \$49 million is provided for track improvements to improve train service and leverage partnership funding.
- \$3 million is provided to purchase up to six additional passenger cars to increase capacity on existing train sets.
- \$15 million is provided for the King Street maintenance facility.
- \$6 million is provided for light-density freight rail line loans and grants.
- \$9.4 million is provided to renovate King Street Station.

Highway Management and Facilities/ Plant Construction & Supervision

Total Budget = \$71 million

- \$22.5 million is provided for facility construction.
- \$1.4 million is provided for Year 2000/ disaster business plans.
- The department is authorized to use certificates of participation to acquire and remodel a facility for the Southwest regional headquarters.

Aviation: Total Budget = \$4.4 million

- \$1.5 million is provided for safety inspections, airport assistant grants, aviation planning, and equipment maintenance and replacement.

Traffic Operations: Total Budget = \$29.5 million

- \$2.9 million is provided for the additional low cost enhancements and the service patrol program.

Traffic Operations – Capital: Total Budget = \$9.6 million

- \$7.6 million is provided for traveler information investments and commercial vehicle operations.

Transportation Management: Total Budget = \$110.8 million

- \$7.5 million is provided for information technology projects.

Transportation Planning, Data, and Research: Total Budget = \$30.5 million

- \$4.5 million is provided for statewide travel forecasting and statewide transportation planning and traffic counts.

Public Transportation: Total Budget = \$24.4 million

- \$10.1 million is provided for the Commute Trip Reduction (CTR) program.
- \$1.5 million is provided for additional CTR tax credits.
- \$750,000 is provided for the Agency Council on Coordinated Transportation (ACCT) grant program.
- \$4.5 million is provided for rural mobility projects.
- \$2.7 million is provided for the high capacity planning grants.

Trans Aid – Capital: Total Budget = \$161.9 million

- \$85 million is provided for freight mobility projects.
- \$1.4 million is provided for the Tibbets Creek project.
- \$10 million is provided for Columbia River dredging.
- \$300,000 is provided for the Chehalis Basin Flood Management Study.
- \$6.7 million is provided for the State Infrastructure Bank.
- \$20 million is provided for county corridor congestion relief.
- \$5 million for a small city (2,500 population or less) pavement preservation programs.
- \$5 million for a city fish passage barrier removal and habitat restoration program.
- \$5 million for enhanced safety for schools, which includes sidewalks, signals and channelization.

Washington State Patrol - \$231 million**Field Operations: Total Budget = \$160.9 million**

- \$1.4 million is provided for the emergency communication system.
- \$1.6 million is provided for 18 new Community Oriented Policing Services (COPS) Troopers.

Support Services Bureau: Total Budget = \$67.9 million

- \$1 million is provided, in addition to the agency's existing technology replacement funding, for replacing identified outdated technology.
- \$877,000 is provided for replacement of pursuit vehicles at 110,000 miles.
- \$617,000 is provided for 8 new communication staff.

Capital: Total Budget = \$2.3 million

- Funding is provided for minor works, repaving of the drive course, and the Naselle detachment office.

Department of Licensing - \$159.5 million

Management and Support Services: Total Budget = \$11.3 million

Vehicle Services Division: Total Budget = \$59.2 million

- \$528,000 is provided to increase audit functions.

Information Systems Division: Total Budget = \$9.5 million

- \$1.1 million is provided for technology infrastructure.

Driver Services Division: Total Budget = \$79.4 million

- \$445,000 is provided for license service office counter upgrades.
 - \$2.4 million is provided for the replacement of the outdated automated testing system.
 - \$2.9 million is provided for a new improved, secure driver's license.
 - \$2 million is provided for 25 new licensing service office staff to reduce wait time.
 - \$553,000 is provided to upgrade the licensing service offices' lobby management system to assist the public in more timely processing of driver's licenses.
-

Other Agencies

Traffic Safety Commission: Total Budget = \$11.5 million

- \$3.5 million from TEA-21 incentive grants for safety programs.
- \$25,000 is provided for the implementation of a bicycle and pedestrian safety education program related to the Cooper Jones Act of 1998.

State Parks and Recreation – Capital: Total Budget = \$2.7 million

- Funding is provided for improvement projects on State Park roadways.

Transportation Commission: Total Budget = \$807,000

- Funding is provided at current funding levels for the administration of the commission.

Legislative Evaluation and Accountability Program: Total Budget = \$900,000

- \$630,000 is provided to assist in the implementation of the Local Government Finance Reporting project and the Transportation Infrastructure Database and Reporting System.

Utilities and Transportation Commission: Total Budget = \$111,000

- One year funding is provided and second year funding levels will be determined by the findings of an interim study on the transportation functions currently performed by the UTC.

Transportation Improvement Board: Total Budget = \$237 million

- Funding is provided for transportation improvements on state, city and county arterials.

Freight Mobility Strategic Investment Board: Total Budget = \$600,000

- Funding is provided for the administration of the board in prioritizing and overseeing state and local freight mobility projects.

County Road Administration Board: Total Budget = \$111 million

- Funding is provided for capital projects, which includes \$8 million for projects related to the freight and goods system on county roads.

Blue Ribbon Commission on Transportation: Total Budget = \$1.8 million

- Funding is provided for the Commission to continue fulfilling its mission of determining long term solutions and strategies for transportation policies and funding.

Senate Transportation Committee: Total Budget = \$2.6 million

- Funding is provided to the Senate Transportation Committee for operations and administration.
- Funding is provided to conduct a Road Jurisdiction Study in which a task force of House and Senate Transportation members will be formed to study the issues surrounding the redesignation of state and local routes.
- Funding is provided for the committee to oversee the program accountability reviews of the Department of Transportation, the Department of Licensing, and the Washington State Patrol programs.

Legislative Transportation Committee: Total Budget = \$4.3 million

- \$2.5 million is provided to the House Transportation Committee for operations and administration.
- \$1.8 million is provided to the Legislative Transportation Committee for operations and administration.
- Membership on the LTC will be twelve Senate members and twelve House members, with six members from each house on the executive committee.
- Funding is provided to conduct a Road Jurisdiction Study in which a task force of House and Senate Transportation members will be formed to study the issues surrounding the redesignation of state and local routes.
- Funding is provided for the committee to oversee the program accountability reviews of the Department of Transportation, the Department of Licensing, and the Washington State Patrol programs.

The following agencies are funded at current levels:

- Department of Agriculture
- Board of Pilotage Commissioners
- State Parks and Recreation Commission – Operating
- Marine Employees Commission